

MISSISSIPPI LEGISLATURE

REGULAR SESSION 2023

By: Senator(s) Fillingane, Michel

To: Judiciary, Division B

SENATE BILL NO. 2343
(As Sent to Governor)

1 AN ACT TO AMEND SECTION 45-1-19, MISSISSIPPI CODE OF 1972, TO
2 REVISE THE JURISDICTION OF THE DEPARTMENT OF PUBLIC SAFETY IN THE
3 CAPITOL COMPLEX IMPROVEMENT DISTRICT; TO PROVIDE THAT THE
4 JURISDICTION OF THE DEPARTMENT OF PUBLIC SAFETY IN THE CITY OF
5 JACKSON SHALL NOT BE PRIMARY AND SHALL BE CONCURRENT WITH THE
6 JURISDICTION OF THE CITY OF JACKSON, MISSISSIPPI, AND THAT OF
7 HINDS COUNTY, MISSISSIPPI; AND FOR RELATED PURPOSES.

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

9 **SECTION 1.** Section 45-1-19, Mississippi Code of 1972, is
10 amended as follows:

11 45-1-19. (1) The Department of Public Safety, through the
12 Office of Capitol Police, shall have jurisdiction relative to the
13 enforcement of all laws of the State of Mississippi on the
14 properties, from curb to curb, including adjoining streets,
15 sidewalks and leased parking lots within the Capitol Complex, set
16 forth in Section 29-5-2, the Governor's mansion, the * * * Supreme
17 Court Building, the Mississippi Department of Transportation
18 Building and the Public Employees' Retirement System Building, and
19 any property purchased, constructed or otherwise acquired by the
20 State of Mississippi for conducting state business and not



21 specifically under the supervision and care by any other state
22 entity, but which is reasonably assumed the Department of Public
23 Safety would be responsible for such. The Department of Public
24 Safety shall, through any person or persons appointed by the
25 commissioner, make arrests for any violation of any law of the
26 State of Mississippi on the grounds of or within those properties.
27 The Department of Public Safety shall, in addition, enforce the
28 provisions of this section and Sections 29-5-57 through 29-5-67,
29 29-5-73 through 29-5-75, and 29-5-81 through 29-5-95, and
30 prescribe such rules and regulations as are necessary therefor.
31 The powers and duties related to the administration of Sections
32 29-5-57 through 29-5-67, 29-5-73 through 29-5-75, and 29-5-81
33 through 29-5-95 shall remain with the Department of Finance and
34 Administration.

35 (2) Subject to the approval of the Board of Trustees of
36 State Institutions of Higher Learning, the Board of Trustees and
37 the Department of Public Safety shall be authorized to enter into
38 a contract for the Department of Public Safety to supply the
39 security personnel with jurisdiction to enforce all laws of the
40 State of Mississippi on the property of the Board of Trustees
41 located at the corner of Ridgewood Road and Lakeland Drive in the
42 City of Jackson.

43 (3) The Department of Public Safety and the Department of
44 Agriculture are authorized to enter into a contract for the
45 Department of Public Safety to have jurisdiction and enforce all



46 laws of the State of Mississippi on the property of the Department
47 of Agriculture located at 121 North Jefferson Street and the new
48 Farmers Market Building located at the corner of High and
49 Jefferson Streets in the City of Jackson, Hinds County,
50 Mississippi. It is the intent of the Legislature that the
51 Department of Public Safety will not post any security personnel
52 at such buildings, but will provide regular vehicle patrols and
53 responses to security system alarms.

54 (4) The Department of Public Safety and the * * * Department
55 of Agriculture are authorized to enter into a contract for the
56 Department of Public Safety to have jurisdiction and enforce all
57 laws of the State of Mississippi on the property of the * * *
58 Department of Agriculture known as the "Mississippi State
59 Fairgrounds Complex" and any and all of its outlying buildings and
60 property. The Department of Public Safety and the * * *
61 Department of Agriculture are authorized to enter into a contract
62 for the Department of Public Safety to supply the security
63 personnel to the * * * Department of Agriculture with jurisdiction
64 to enforce all laws of the State of Mississippi on this property
65 and any and all buildings on this property. The Department of
66 Public Safety is authorized to charge the Department of
67 Agriculture a fee for security services provided for special
68 events at the Mississippi State Fairgrounds Complex. The fee
69 charged will be commensurate with the cost associated with the
70 Department of Public Safety providing those services.



71 (5) The Department of Public Safety and the Department of
72 Revenue are authorized to enter into a contract for the Department
73 of Public Safety to supply the security personnel with
74 jurisdiction to enforce all laws of the State of Mississippi at
75 the Alcoholic Beverage Control facility and the Department of
76 Revenue main office.

77 (6) (a) The Department of Public Safety shall have primary
78 jurisdiction relative * * * to any other state or municipal law
79 enforcement agency to enforce all laws of the State of Mississippi
80 within the boundaries of the Capitol Complex Improvement District
81 created in Section 29-5-203; such enforcement shall be its primary
82 function. The Department of Public Safety * * * may, through any
83 person or persons appointed by the Department of Public Safety,
84 make arrests for any violation of any law of the State of
85 Mississippi and violations of the City of Jackson's traffic
86 ordinances or ordinances related to the disturbance of the public
87 peace which occurs within the boundaries of the district and
88 within the boundaries of the City of Jackson. The Department of
89 Public Safety may choose to present cases to either the District
90 Attorney or the prosecuting attorneys designated by the Attorney
91 General for prosecution of any violation of law that accrues or
92 occurs, in whole or in part, within the boundaries established by
93 Section 29-5-203. The jurisdiction of the Department of Public
94 Safety granted under this subsection (6) shall be concurrent with
95 the jurisdiction of the City of Jackson, Mississippi, and that of



96 Hinds County, Mississippi within the boundaries of the Capitol
97 Complex Improvement District created in Section 29-5-203. At any
98 time and/or during any event necessitating the coordination of
99 and/or utilization at multiple jurisdictions, as determined by the
100 Chief of Capitol Police or the Commissioner of the Department of
101 Public Safety shall be the lead agency when the event occurs on
102 property as defined herein that is owned or leased by the state as
103 provided in subsection (1) of this section. The jurisdiction and
104 authority of the Department of Public Safety under this subsection
105 (6) shall be in addition to any other jurisdiction and authority
106 provided to the department under this section or any other law.

107 (b) The Department of Public Safety shall have
108 jurisdiction relative to the enforcement of all laws of the State
109 of Mississippi within the boundaries of the City of Jackson,
110 Mississippi. The Department of Public Safety may, through any
111 person or persons appointed by the Department of Public Safety,
112 make arrests for any violation of any law of the State of
113 Mississippi which occurs within the boundaries of the City of
114 Jackson. The jurisdiction of the Department of Public Safety
115 granted under this paragraph (b) shall not be primary and shall be
116 concurrent with the jurisdiction of the City of Jackson,
117 Mississippi, and that of Hinds County, Mississippi.

118 (c) Written approval from the Chief of the Capitol
119 Police or the Commissioner of the Department of Public Safety
120 shall be required before any event occurs which will take place on



121 any street or sidewalk immediately adjacent to any building or
122 property owned or occupied by any official, agency, board,
123 commission, office or other entity of the State of Mississippi, or
124 which can reasonably be expected to block, impede or otherwise
125 hinder ingress thereto and/or egress therefrom. The Department of
126 Public Safety shall promulgate rules and regulations to effectuate
127 the provisions of this paragraph (c).

128 (d) The Chief of the Capitol Police and/or the
129 Commissioner of the Department of Public Safety, the Chief of the
130 Jackson Police Department, and the Sheriff of Hinds County shall
131 hold a regular meeting within the boundaries of the Capitol
132 Complex Improvement District to address the concerns of the
133 public. Each meeting shall be called by the Chief of the Capitol
134 Police; and the first meeting shall be called by October 15, 2023.

135 (7) The Department of Public Safety is authorized to enter
136 into a contract with any county for the county to take custody of
137 the misdemeanor offenders arrested under the authority granted
138 under this section.

139 (8) All accrued personal leave earned pursuant to Section
140 25-3-93, accrued major medical leave earned pursuant to Section
141 25-3-95, accrued state compensatory leave earned pursuant to
142 Section 25-3-92, and compensatory leave earned pursuant to the
143 Fair Labor Standards Act (FLSA) shall transfer from the Department
144 of Finance and Administration to the Department of Public Safety
145 for all employees transferred under this section.



146 **SECTION 2.** This act shall take effect and be in force from
147 and after July 1, 2023.

